

05.17.04 ifw



Express Mailing Label No. EV384066885US

PATENT APPLICATION

Docket: 15436.253.82.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of )  
Sasser et al. )  
Serial No.: 10/820,250 ) Art Unit  
Filed: April 8, 2004 ) Unknown  
Conf. No.: Unknown )  
For: OPTICAL TRANSCEIVER MODULE WITH )  
HOST ACCESSIBLE ON-BOARD )  
DIAGNOSTICS )  
Examiner: Unassigned )  
Customer No.: 022913 )

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 14<sup>th</sup> day of May 2004.

- Transmittal Letter (3 pages) (in duplicate)
- Preliminary Amendment (3 pages)
- Postcard

Respectfully submitted,



Peter F. Malen, Jr.  
Attorney for Applicant  
Registration No. 45,576

WORKMAN NYDEGGER  
1000 Eagle Gate Tower  
60 East South Temple  
Salt Lake City, Utah 84111  
Telephone: (801) 533-9800

RICK D. NYDEGGER  
BRENT P. LORIMER  
THOMAS R. VUKSNICK  
LARRY R. LAYCOCK  
JONATHAN W. RICHARDS  
DAVID R. WRIGHT  
JOHN C. STRINGHAM  
JOHN M. GUYN  
CHARLES L. ROBERTS  
DANA L. TANGREN  
ERIC L. MASCHOFF  
CHARLES J. NEVERKA  
ROBYN L. PHILLIPS  
RICHARD C. GILMORE \*  
STERLING A. BRENNAN \*  
R. BURNS ISRAELSEN  
DAVID R. TODD  
GREGORY M. TAYLOR  
DAVID B. DELLENBACH  
L. DAVID GRIFFIN  
ADRIAN J. LEE  
FRASER D. ROY  
CARL T. REED



WORKMAN | NYDEGGER  
INTELLECTUAL PROPERTY ATTORNEYS

1000 EAGLE GATE TOWER  
60 EAST SOUTH TEMPLE  
SALT LAKE CITY, UTAH 84111  
TELEPHONE: (801) 533-9800  
FAX: (801) 328-1707  
WEBSITE: [HTTP://WWW.WNLAW.COM](http://WWW.WNLAW.COM)

Express Mailing Label No. EV384066885US

PATENT APPLICATION  
Docket No. 15436.253.82.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Sasser et al.

Serial No.: 10/820,250 ) Art Unit  
Filed: April 8, 2004 ) Unknown  
Conf. No.: Unknown )  
For: OPTICAL TRANSCEIVER MODULE WITH )  
HOST ACCESSIBLE ON-BOARD )  
DIAGNOSTICS )  
Examiner: Unassigned )  
Customer No.: 022913 )

R. PARRISH FREEMAN, JR.  
PETER F. MALEN, JR.  
L. REX SEARS, PH.D.  
WILLIAM R. RICHTER  
ERIC M. KAMERATH  
ROBERT E. AYCOCK  
JENS C. JENKINS  
KEVIN W. STINGER  
WILLIAM J. ATHAY  
MICHAEL B. DODD  
RYAN D. BENSON  
SARA D. JONES  
TIGE KELLER  
JANNA L. JENSEN  
MATTHEW D. TODD  
J. LAVAR OLDHAM  
MICHAEL J. FRODSHAM  
JOSEPH L. KRUPA  
BRETT A. HANSEN  
BRETT I. JOHNSON  
MATTHEW A. BARLOW  
WESLEY C. ROSANDER  
ANDREW S. HANSEN  
CHAD E. NYDEGGER  
JOSEPH G. PIA  
CLINTON E. DUKE  
DAVID J. LORENZ †



MAIL STOP: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL FOR PRELIMINARY AMENDMENT

Sir:

Transmitted herewith is a Preliminary Amendment for entry in the above-identified application.

- Small entity status of this application under 37 C.F.R. § 1.9 and § 1.27 has been established by a verified statement previously submitted.
- To secure the approval of the Examiner for proposed amendments to the drawings, enclosed are the following:

\_\_\_\_ Letter to the Official Draftsperson;

\_\_\_\_ Set of \_\_\_\_\_ ( ) sheets of drawings containing Figures \_\_\_\_\_ including the proposed amendments therein; and

\_\_\_\_ A duplicate set of the \_\_\_\_\_ ( ) sheets of drawings with the changes therein highlighted in red.

\_\_\_\_ To render the transmitted Amendment " \_\_\_\_\_" and Response timely filed enclosed are the following:

\_\_\_\_ Petition for a \_\_\_\_\_ -Month Extension of Time; and

\_\_\_\_ Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the fee for the extension of time.

X A Certificate of Express Mail Under 37 C.F.R. § 1.10.

X No other additional fee is required.

The fee has been calculated as follows:

			SMALL ENTITY		LARGE ENTITY	
CLAIMS REMAINING AFTER	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDT'L FEE	RATE	ADDT'L FEE
TOTAL	MINUS	=	X		X	
INDEPENDENT	MINUS	=	X		X	
1 <sup>st</sup> PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+ _____ =		+ _____ =	
			<b>TOTAL</b>		<b>TOTAL</b>	

\_\_\_\_ Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ is enclosed to cover the additional claim fee.

\_\_\_\_ Please charge my Deposit Account No. 23-3178 in the amount of \_\_\_\_\_.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

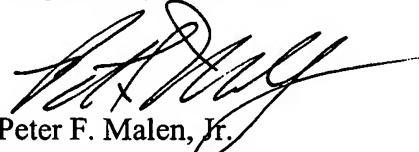
Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 CFR 1.17.

X A duplicate copy of this transmittal letter is attached.

Dated this 14<sup>th</sup> day of May 2004.

Respectfully submitted,



Peter F. Malen, Jr.  
Attorney for Applicant  
Registration No. 45,576

PFM/jw  
W:\15436\253.82.1\JLW000000908V001.doc



Express Mail Label No.EV384066885US

PATENT APPLICATION  
Docket No. 15436.253.82.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of )  
Sasser et al. )  
Serial No.: 10/820,250 ) Art Unit  
Filed: April 8, 2004 ) Unknown  
Conf. No.: Unknown )  
For: OPTICAL TRANSCEIVER MODULE WITH )  
HOST ACCESSIBLE ON-BOARD )  
DIAGNOSTICS )  
Examiner: Unassigned )  
Customer No.: 022913 )

## PRELIMINARY AMENDMENT FOR BENEFIT CLAIM

**PURSUANT TO 37 CFR 1.78(a)(2)(ii)**

MAIL STOP: AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please amend the above-identified application as indicated on page 2 of this paper.